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14 Attorneys for Defendants UNUM GROUP  
15 (formerly known as UnumProvident Corporation), and  
16 PROVIDENT LIFE AND ACCIDENT INSURANCE COMPANY

17 **UNITED STATES DISTRICT COURT**

18 **NORTHERN DISTRICT OF CALIFORNIA**

19 SEAN S. MAY, M.D.

20 Case No. C09-01537 JSW (ADR)

21 Plaintiff,

22 vs.

23 UNUMPROVIDENT CORPORATION,  
24 UNUM GROUP, and PROVIDENT LIFE  
25 AND ACCIDENT INSURANCE  
26 COMPANY, inclusive,

27 **STIPULATION FOR DISMISSAL  
WITH PREJUDICE AND  
[PROPOSED] ORDER THEREON**

28 Defendants.

29 Trial Date: July 30, 2012  
The Honorable Jeffrey S. White

30 It is hereby stipulated by and between the parties to this action, Plaintiff SEAN S. MAY,  
31 M.D., and Defendants UNUM GROUP (formerly known as UnumProvident Corporation), and  
32 PROVIDENT LIFE AND ACCIDENT INSURANCE COMPANY through their attorneys of  
33 record Knox Ricksen LLP on behalf of plaintiff Sean S. May, M.D., and Wilson, Elser,  
34 Moskowitz, Edelman & Dicker LLP, on behalf of Defendants UNUM GROUP (formerly known

1 as UnumProvident Corporation), and PROVIDENT LIFE AND ACCIDENT INSURANCE  
2 COMPANY, that the above captioned action has settled, with the parties to bear their own  
3 respective fees and costs, and the above captioned matter can be and hereby is dismissed with  
4 prejudice in its entirety pursuant to FRCP 41(a)(1).

5 **IT IS SO STIPULATED.**

6 Dated: February 23, 2012

**KNOX RICKSEN LLP**

7  
8 By:   
9

10 Thomas E. Fraysse  
Reid M. Miller  
Attorneys for Plaintiff  
SEAN S. MAY, M.D.

11 Dated: February 23, 2012

12 **WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP**

13 By:   
14

15 John T. Burnite  
16 Attorneys for Defendants  
17 UNUM GROUP (formerly known as  
18 UnumProvident Corporation), and PROVIDENT  
19 LIFE AND ACCIDENT INSURANCE  
20 COMPANY

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## ORDER

Good cause appearing, the Court dismisses with prejudice the entire action, each party to bear their own fees and costs.

IT IS SO ORDERED.

Date: February 28, 2012

*Jeffrey S. White*  
UNITED STATES DISTRICT JUDGE